



Docket No.: C1037.70048US00  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Arthur M. Krieg et al.  
Serial No.: 10/644052  
Confirmation No.: 4791  
Filed: August 19, 2003  
For: IMMUNOSTIMULATORY NUCLEIC ACIDS  
Examiner: Nina Archie  
Art Unit: 1645

**Certificate of Mailing Under 37 CFR 1.8(a)**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: July 28, 2006

  
Alan W. Steele, M.D., Ph.D., Registration No. 45,128

**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed June 30, 2006, Applicant hereby provisionally elects Group I, claims 1-5, 12-17, 22, 24-28, 32, 36, 39, 44, 46, 48-49, 66-67, 95-99, and 100, for continued examination. Applicant hereby further elects the following species for examination, in accord with the election of species requirement in connection with election of Group I:

T\*C\_G\*T\*C\_G\*T\*T\*T\*T\*G\*A\*C\_G\*T\*T\*T\*T\*G\*T\*C\_G\*T\*T (SEQ ID NO: 313),

wherein each \* represents a phosphorothioate internucleotide linkage and each \_ represents a phosphodiester internucleotide linkage.